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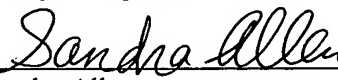
PATENT  
Attorney Docket No. INK-046C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Jacobson et al. CONFIRMATION NO.: 3183  
SERIAL NO.: 10/817,464 GROUP NO.: 2673  
FILING DATE: April 2, 2004 EXAMINER: Not Yet Assigned  
TITLE: METHODS FOR ACHIEVING IMPROVED COLOR IN  
MICROENCAPSULATED ELECTROPHORETIC DEVICES

**CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8**

I hereby certify that this correspondence, and any document(s) referred to as enclosed herein, is/are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 8th day of September, 2004.

  
Sandra Allen

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith is/are:

1. Transmittal Form (1 pg);
2. Supplemental Information Disclosure Statement (2 pgs);
3. Form PTO-1449 (1 pg);
4. Copies of Cited References labeled C39-C41; and a
5. Return Receipt Postcard.



# TRANSMITTAL FORM

Application Serial Number	10/817,464
Filing Date	April 2, 2004
First Named Inventor	Jacobson
Group Art Unit	2673
Examiner Name	Not Yet Assigned
Attorney Docket No.	INK-046C1
Patent No.	Not applicable
Issue Date	Not applicable

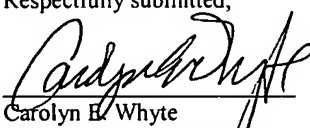
## ENCLOSURES (check all that apply)

- |  |   |  |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Check Attached<br><input type="checkbox"/> Copy of Fee Transmittal Form<br><br><input type="checkbox"/> Amendment/Response<br><input type="checkbox"/> Preliminary<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____]<br><br><input type="checkbox"/> Petition for Extension of Time<br><br><input checked="" type="checkbox"/> Supplemental Information Disclosure Statement (2 pgs)<br><input checked="" type="checkbox"/> Form PTO-1449 (1 pg)<br><input checked="" type="checkbox"/> Copies of IDS Citations (C39-C41)<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><br><input type="checkbox"/> Sequence Listing submission<br><input type="checkbox"/> Paper Copy/CD<br><input type="checkbox"/> Computer Readable Copy<br><input type="checkbox"/> Statement verifying identity of above | <input type="checkbox"/> Copy of Notice to File Missing Parts of Application<br><br><input type="checkbox"/> Formal Drawing(s)<br><br><input type="checkbox"/> Request For Continued Examination (RCE) Transmittal<br><br><input type="checkbox"/> Power of Attorney (Revocation of Prior Powers)<br><br><input type="checkbox"/> Terminal Disclaimer<br><br><input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application<br><br><input type="checkbox"/> Small Entity Statement<br><br><input type="checkbox"/> CD(s) for large table or computer program<br><br><input type="checkbox"/> Amendment After Allowance<br><br><input type="checkbox"/> Request for Certificate of Correction<br><input type="checkbox"/> Certificate of Correction (in duplicate) | <input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences<br><br><input type="checkbox"/> Appeal Brief (in triplicate)<br><br><input type="checkbox"/> Status Inquiry<br><br><input checked="" type="checkbox"/> Return Receipt Postcard<br><input checked="" type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8 (1 pg)<br><br><input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8<br><br><input type="checkbox"/> Additional Enclosure(s) (please identify below) |
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## CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator  
Testa, Hurwitz & Thibault, LLP  
High Street Tower  
125 High Street  
Boston, MA 02110  
Tel. No.: (617) 248-7000  
Fax No.: (617) 248-7100

## SIGNATURE BLOCK

Respectfully submitted,  
  
Carolyn E. Whyte  
Attorney for the Applicants  
Testa, Hurwitz & Thibault, LLP  
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Boston, MA 02110

Date: September 8, 2004  
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Customer No. 021323  
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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicants hereby make of record the patents and publications listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the above-identified patent application. In accordance with the U.S. Patent Office's partial waiver of the requirement under 37 C.F.R. 1.98(a)(2)(i), only copies of the non-patent publications labeled C39-C41, are enclosed.

REMARKS

In accordance with the provisions of 37 C.F.R. 1.97, this statement is being filed (CHECK ONE):

- ☒ (1) within three (3) months of the **filing date** of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) months of the **date of entry of the national stage** as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing of the **first Office action** on the merits, or before the mailing of a **first Office action** after the filing of a request for continued examination under 37 C.F.R. 1.114; or
- ☐ (2) after the period defined in (1) but before the mailing date of a **final action** or a **notice of allowance** under 37 C.F.R. 1.311, and
- ☐ the requisite Statement is below, **OR**
- ☐ the requisite fee under 37 C.F.R. 1.17(p), namely **\$180.00**, is included herein, or

- ☐ (3) after the mailing date of a **final action** or **notice of allowance** but before the payment of the **issue fee**, **AND**
- ☐ the requisite Statement is below, **AND**
- ☐ the requisite petition fee under 37 C.F.R. 1.17(p), namely **\$180.00** is included herein.

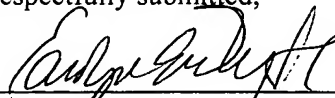
It is respectfully requested that each of the patents and publications listed on the attached Form PTO-1449, and other information contained herein, be made of record in this application.

### STATEMENT

As required under 37 C.F.R. 1.97(e), Applicant(s), through the undersigned, hereby state either that [check the appropriate space only if either (2) or (3) is checked on the previous page and the Statement is required]:

- ☐ 1. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application **not more than three months** prior to the filing of the Information Disclosure Statement; or
- ☐ 2. No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to **any individual** designated in 37 C.F.R. 1.56(c) **more than three months** prior to the filing of the Information Disclosure Statement.

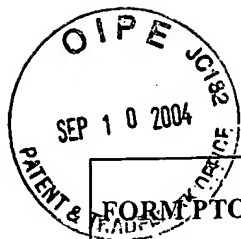
Respectfully submitted,



Carolyn E. Whyte  
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High Street Tower  
125 High Street  
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<b>FORM PTO - 1449</b> <b>INFORMATION DISCLOSURE STATEMENT</b>		<b>ATTY DOCKET NO:</b> INK-046C1 (2108 / 42) <b>APPLICANT:</b> Jacobson et al. <b>SERIAL NO.:</b> 10/817,464 <b>FILING DATE:</b> April 02, 2004 <b>GROUP:</b> 2673	
<b>OTHER ART, JOURNAL ARTICLES, ETC.</b>			
<b>Exam. Init.</b>	<b>OTHER DOCUMENTS: (Including Author, Title, Date, Relevant Pages, Place of Publication)</b>		
	C39	Kimlin, Administrative Patent Judge; Full Color Reflective Display with Multichromatic Sub-Pixels; 3/24/04; 1-9; Decision on Appeal No. 2004-0103	
	C40	Poteate, Administrative Patent Judge; Full Color Reflective Display with Multichromatic Sub-Pixels; 9/26/03; 1-7; Decision on Appeal No. 2003-1345	
	C41	Waltz, Administrative Patent Judge; Color Electrophoretic Displays; 6/17/04; 1-12; Decision on Appeal No. 2003-0784	
<b>EXAMINER</b>		<b>DATE CONSIDERED</b>	

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